

United States Bankruptcy Court

Western District Of Texas

In re: **TXCO Resources Inc.**

Case No. **09-51807**

Court ID (Court use only)_____

NOTICE OF TRANSFER OF CLAIM OTHER THAN FOR SECURITY

A CLAIM HAS BEEN FILED IN THIS CASE or deemed filed under 11 U.S.C. § 1111(a). Transferee hereby gives notice pursuant to Rule 3001(e)(2), Fed. R. Bankr. P., of the transfer, other than for security, of the claim referenced in this evidence and notice.

Name of Transferee

Yellow Tang Capital Holdings LLC

Name of Transferor

Benchmark Logistics, Inc.

Name and Address where notices to transferee should be sent:

**Yellow Tang Capital Holdings LLC
P.O. Box 14610
Surfside Beach, SC 29587
Attn: Claims Processing Dept.**

Court Record Address of Transferor
(Court Use Only)

Phone:

(803) 810-8055

Last Four Digits of Account #:_____

Last Four Digits of Account #:_____

Name and Address where transferee payments
should be sent (if different from above)

Name and Current Address of Transferor
**Benchmark Logistics, Inc.
c/o RMS Bankruptcy Recovery Services
P.O. Box 5126
Timonium, MD 21094**

Claim Amount: **\$3,428.24**

Phone: *Same as Above*

Phone:

Last Four Digits of Account #:_____

Last Four Digits of Account #:

Court Claim # (if known): **1084**

Date Claim Filed: **6/26/09**

I declare under penalty of perjury that the information provided in this notice is true and correct to the best of my knowledge and belief.

By: /s/David P. Tonner
Transferee/Transferee's Agent

Date: **1/8/2010**

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 & 3571.

~~DEADLINE TO OBJECT TO TRANSFER~~

The alleged transferor of the claim is hereby notified that objections must be filed with the court within twenty (20) days of the mailing of this notice. If no objection is timely received by the court, the transferee will be substituted as the original claimant without further order of the court.

Date:_____

CLERK OF THE COURT

From: David Turner

Fax: +1 (864) 642-0812 * 101

To: Andrea Charles

Fax: +1 (201) 412-6405

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NOTICE OF CLAIMS PURCHASE AGREEMENT

BENCHMARK LOGISTICS INC, a(n) Texas Corporation, its successors and assigns ("Seller"), for good and valuable consideration the receipt and sufficiency of which are hereby acknowledged, does hereby absolutely and unconditionally sell and transfer unto YELLOW TANG CAPITAL HOLDINGS LLC, a Delaware limited liability corporation, its successors and assigns ("Buyer") all rights, title and interest in and to the claim(s) of Seller in the principal amount of \$3,428.24 (proof of claim amount, defined as the "Claim") against TXCO Resources Inc (the "Debtor") together with interest, if any, in the United States Bankruptcy Court, Western District of Texas, or any other court with jurisdiction over the Proceedings (the "Court"), Administered at Case Number 09-51807 (defined as the "Proceedings").

Seller hereby waives any notice or hearing requirements imposed by Rule 3001 of the Bankruptcy Rules, and stipulates that an order may be entered recognizing this Claims Purchase Agreement as an unconditional sale and the Buyer herein as the valid owner of the Claim.

IN WITNESS WHEREOF, the undersigned has duly executed this Agreement by its duly authorized representative dated the 8th day of January, 2010.

WITNESS

(Signature)

Lizette Hernandez EA
(Print Name and Title of Witness)

Benchmark Logistics, Inc.
(Company Name)

(Signature of Corporate Officer)

Johanna Carlton, CEO
(Print Name and Title of Corporate Officer)

YELLOW TANG CAPITAL HOLDINGS LLC

WITNESS

(Signature)

(Signature of Fund Representative)

Exhibit "A"